MISSOURI COURT OF APPEALS
WESTERN DISTRICT

COMPLETE TITLE OF CASE

ROBERT R. WISDOM,

Appellant,

v.

NANCY JO WISDOM,

Respondent.

DOCKET NUMBER WD70930

MISSOURI COURT OF APPEALS
WESTERN DISTRICT

DATE: May 25, 2010

APPEAL FROM

The Circuit Court of Jackson County, Missouri
The Honorable Jack R. Grate, Jr., Judge

APPELLATE JUDGES

Division One: Karen King Mitchell, Presiding Judge, and Lisa White Hardwick and Cynthia L. Martin, Judges

ATTORNEYS

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Attorneys for Appellant,

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Independence, MO

Attorney for Respondent.

ROBERT R. WISDOM,	)
	)
Appellant,	)
v.	)
	)
NANCY JO WISDOM,	)
	)
Respondent.	)

WD70930   Jackson County

Before Division One Judges: Karen King Mitchell, Presiding Judge, and
                                            Lisa White Hardwick and Cynthia L. Martin, Judges

Robert Wisdom ("Husband") appeals from a judgment of the Circuit Court of Jackson County ("trial court"), dissolving his marriage to Nancy J. Wisdom ("Wife") and distributing the marital assets. Husband claims that the trial court erred in exercising control over the assets of a company called Kansas City/River Market Produce, Inc., because the company was never made a party to the action in that it was never served a summons, nor did it appear voluntarily.

AFFIRMED.

Division One holds:

In this case, it was not necessary for the business to have been served with a summons because the trial court did not, as Husband maintains, exercise control over company assets. The trial court merely decided that the company, in its entirety, was properly characterized as marital property; then assigned that specific property to Husband. The trial court did not divide any company assets or liabilities. Accordingly, any failure to obtain service upon the company was not in error.

Opinion by: Karen King Mitchell, Judge   May 25, 2010

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THIS SUMMARY IS **UNOFFICIAL** AND SHOULD NOT BE QUOTED OR CITED.